

To: Cohen, Adam[Adam.Cohen@dgslaw.com]
From: Wirtschafter, Joshua
Sent: Wed 6/21/2017 11:07:57 PM
Subject: Request for Payment of EPA Costs at Leviathan 7/1/2014 - 6/30/2016
Leviathan Mine SFD Site SSID #091A & 09PU non-CBI.pdf

Hello Adam,

The attached letter was sent to Tony Brown on Monday, June 19, together with two CDs with electronic copies of the cost documents. One CD has the Work Performed documents from the Army Corps of Engineers and Burleson Consulting. The other CD has the Itemized Cost Summaries and all the other cost documentation. As is noted in the letter and on the CDs, some of the documents have claimed CBI, and must for that reason be handled according to the ongoing terms of the Third Agreement Regarding Confidentiality of Business Information Related to the Leviathan Mine Superfund Site, entered into by ARC and EPA in May of 2015, including the Annex signed by you. Only one of the two CDs had a CBI warning included in the CD case, which was meant to apply to both CDs. I recommend you mark both CDs as CBI for proper handling.

The attached letter includes the Itemized Cost Summaries and version of the documents on the second CD described above, but scrubbed of CBI.

Thank you for your attention to this matter.

Regards,

Josh

Joshua Wirtschafter

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